

UNITED STATES DISTRICT COURT

DISTRICT OF SOUTH DAKOTA

WESTERN DISTRICT

BLACK HILLS CORPORATION,) Civil No. C6-5069

vs. Plaintiff,) **STIPULATION FOR DISMISSAL WITH
vs.) PREJUDICE**
FACTORY MUTUAL INSURANCE) [Fed. R. Civ. P. 41(a)(1)]
COMPANY)
Defendant)

The parties hereto, Plaintiff Black Hills Corporation and Defendant Factory Mutual Insurance Company, hereby stipulate that all claims in the above-captioned action shall be voluntarily dismissed with prejudice pursuant to Rules 41(a)(1) of the Federal Rules of Civil Procedure, with each party bearing its respective costs and attorney's fees.

Dated: January 17, 2008

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Dated: January 17, 2008

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Attorneys for Defendant Factory Mutual Insurance
Company

IT IS SO ORDERED.

Dated: _____

HONORABLE KAREN E. SCHREIER
United States District Judge